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TO: U.S. Patent and Trademark Office  
Examiner: Charles R. Kyle  
Fax #703-872-9306 Group: 3624

FROM: John F. Salazar, Reg. No. 39,353

DATE: December 14, 2004

PAGES: 14 in total (including cover sheet)

RE: U.S. Patent Application No. 09/695,551  
Attorney Docket No.:1009-04-01 (worldwide)

Remarks: This facsimile is a response to an office action having a mailing date of July 14, 2004.

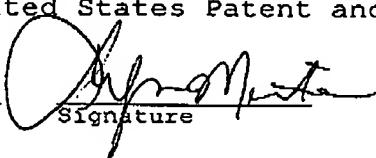
Enclosed is:

- (1) Transmittal Form;
- (2) Amendment A;
- (3) Extension of Time Form;
- (4) Fee Transmittal Form;
- (5) Credit Card Payment Form.

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Lynn Minton, Paralegal  
Person Signing



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Date

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PTO/SB/21 (08-04)

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FORM

(to be used for all correspondence after initial filing)

Total Number of Pages in This Submission

Application Number

09/695,551

Filing Date

10/24/2000

First Named Inventor

PETERSON

Art Unit

3624

Examiner Name

KYLE

Attorney Docket Number

1009-04-01

## ENCLOSURES (Check all that apply)

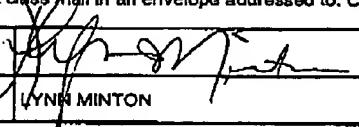
<input checked="" type="checkbox"/> Fee Transmittal Form	<input type="checkbox"/> Drawing(s)	<input type="checkbox"/> After Allowance Communication to TC
<input checked="" type="checkbox"/> Fee Attached	<input type="checkbox"/> Licensing-related Papers	<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences
<input checked="" type="checkbox"/> Amendment/Reply	<input type="checkbox"/> Petition	<input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief)
<input type="checkbox"/> After Final	<input type="checkbox"/> Petition to Convert to a Provisional Application	<input type="checkbox"/> Proprietary Information
<input type="checkbox"/> Affidavits/declaration(s)	<input type="checkbox"/> Power of Attorney, Revocation	<input type="checkbox"/> Status Letter
<input checked="" type="checkbox"/> Extension of Time Request	<input type="checkbox"/> Change of Correspondence Address	<input checked="" type="checkbox"/> Other Enclosure(s) (please identify below):
<input type="checkbox"/> Express Abandonment Request	<input type="checkbox"/> Terminal Disclaimer	FACSIMILE TRANSMITTAL FORM
<input type="checkbox"/> Information Disclosure Statement	<input type="checkbox"/> Request for Refund	
<input type="checkbox"/> Certified Copy of Priority Document(s)	<input type="checkbox"/> CD, Number of CD(s) _____	
<input type="checkbox"/> Reply to Missing Parts/ Incomplete Application	<input type="checkbox"/> Landscape Table on CD	
<input type="checkbox"/> <small>Reply to Missing Parts under 37 CFR 1.52 or 1.53</small>		
Remarks		

## SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm Name	MIDDLETON REUTLINGER		
Signature			
Printed name	JOHN F. SALAZAR		
Date	12/14/2004	Reg. No.	39,353

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LYNN MINTON

Date 12/14/2004

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Effective on 12/08/2004. <small>Fee pursuant to the Consolidated Appropriations Act, 2005 (H.R. 4818).</small>	
<b>FEE TRANSMITTAL</b> <b>For FY 2005</b>	
<input checked="" type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27	
TOTAL AMOUNT OF PAYMENT	(\$ ) 225.00

<b>Complete If Known</b>	
Application Number	09/695,551
Filing Date	10/24/2000
First Named Inventor	PETERSON
Examiner Name	KYLF
Art Unit	3624
Attorney Docket No.	1009-04-01

<b>METHOD OF PAYMENT</b> (check all that apply)	
<input type="checkbox"/> Check <input checked="" type="checkbox"/> Credit Card <input type="checkbox"/> Money Order <input type="checkbox"/> None <input type="checkbox"/> Other (please identify): _____	
<input type="checkbox"/> Deposit Account   Deposit Account Number: _____   Deposit Account Name: _____	
For the above-identified deposit account, the Director is hereby authorized to: (check all that apply)	
<input checked="" type="checkbox"/> Charge fee(s) indicated below <input type="checkbox"/> Charge fee(s) indicated below, except for the filing fee	
<input checked="" type="checkbox"/> Charge any additional fee(s) or underpayments of fee(s) under 37 CFR 1.16 and 1.17 <input checked="" type="checkbox"/> Credit any overpayments	
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<b>FEE CALCULATION</b>																																																						
<b>1. BASIC FILING, SEARCH, AND EXAMINATION FEES</b>																																																						
<table border="1" style="width: 100%; border-collapse: collapse;"> <thead> <tr> <th rowspan="2" style="width: 15%;">Application Type</th> <th colspan="2" style="width: 25%;">FILING FEES</th> <th colspan="2" style="width: 25%;">SEARCH FEES</th> <th colspan="2" style="width: 25%;">EXAMINATION FEES</th> </tr> <tr> <th style="width: 12.5%;">Small Entity</th> <th style="width: 12.5%;">Fee (\$)</th> <th style="width: 12.5%;">Small Entity</th> <th style="width: 12.5%;">Fee (\$)</th> <th style="width: 12.5%;">Small Entity</th> <th style="width: 12.5%;">Fee (\$)</th> </tr> </thead> <tbody> <tr> <td>Utility</td> <td>300</td> <td>150</td> <td>500</td> <td>250</td> <td>200</td> <td>100</td> </tr> <tr> <td>Design</td> <td>200</td> <td>100</td> <td>100</td> <td>50</td> <td>130</td> <td>65</td> </tr> <tr> <td>Plant</td> <td>200</td> <td>100</td> <td>300</td> <td>150</td> <td>160</td> <td>80</td> </tr> <tr> <td>Reissue</td> <td>300</td> <td>150</td> <td>500</td> <td>250</td> <td>600</td> <td>300</td> </tr> <tr> <td>Provisional</td> <td>200</td> <td>100</td> <td>0</td> <td>0</td> <td>0</td> <td>0</td> </tr> </tbody> </table>							Application Type	FILING FEES		SEARCH FEES		EXAMINATION FEES		Small Entity	Fee (\$)	Small Entity	Fee (\$)	Small Entity	Fee (\$)	Utility	300	150	500	250	200	100	Design	200	100	100	50	130	65	Plant	200	100	300	150	160	80	Reissue	300	150	500	250	600	300	Provisional	200	100	0	0	0	0
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Reissue	300	150	500	250	600	300																																																
Provisional	200	100	0	0	0	0																																																
<b>2. EXCESS CLAIM FEES</b>																																																						
<b>Fee Description</b>																																																						
Each claim over 20 or, for Reissues, each claim over 20 and more than in the original patent      Small Entity Fee (\$ )      Fee (\$ )																																																						
Each independent claim over 3 or, for Reissues, each independent claim more than in the original patent      50      25																																																						
Multiple dependent claims      200      100																																																						
360      180																																																						
<b>Total Claims</b> <b>Extra Claims</b> <b>Fee (\$)</b> <b>Fee Paid (\$)</b> <b>Multiple Dependent Claims</b> <b>Fee (\$)</b> <b>Fee Paid (\$)</b>																																																						
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<small>HP = highest number of total claims paid for, if greater than 20</small>																																																						
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$- 3 \text{ or MP} = \text{Fee ($)} \times \text{Fee Paid ($)}$																																																						
<small>MP = highest number of independent claims paid for, if greater than 3</small>																																																						
<b>3. APPLICATION SIZE FEE</b>																																																						
If the specification and drawings exceed 100 sheets of paper, the application size fee due is \$250 (\$125 for small entity) for each additional 50 sheets or fraction thereof. See 35 U.S.C. 41(a)(1)(G) and 37 CFR 1.16(s).																																																						
<b>Total Sheets</b> <b>Extra Sheets</b> <b>Number of each additional 50 or fraction thereof</b> <b>Fee (\$)</b> <b>Fee Paid (\$)</b>																																																						
$- 100 = \text{Fee ($)} / 50 = \text{Fee ($)}$ (round up to a whole number) $\times \text{Fee ($)} = \text{Fee Paid ($)}$																																																						
<b>4. OTHER FEE(S)</b>																																																						
Non-English Specification, \$130 fee (no small entity discount)																																																						
Other: EXTENSION OF TIME (2MONTHS) <b>Fee Paid (\$)</b> 225.00																																																						

<b>SUBMITTED BY</b>	
Signature	Registration No. (Attorney/Agent) 39,353
Name (Print/Type)	Telephone 502-584-1135
<small>JOHN F. SALAZAR</small>	
<small>Date 12-14-2004</small>	

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Peterson

Serial Number: 09/695,551, filed 10/24/2000

Title: ADAPTIVE BIDDING INCREMENTS IN AN ONLINE AUCTION SYSTEM

Group Art Unit: 3624

Examiner: Charles R. Kyle

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Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Amendment A under 37 CFR 1.11

Dear Sirs:

In response to the Office Action dated July 14, 2004, please amend the subject application accordingly:

Amendments to the claims begin on page 2 of this paper;

Remarks begin on page 9 of this paper.